

REMARKS

Applicant respectfully requests reconsideration of this application as amended.

As a preliminary matter, in the Office Action mailed January 29, 2004, the Examiner did not attach an initialed copy of the last page of the PTO-1449 form "Other Document" references that were mailed to the PTO with an Information Disclosure Statement submitted on January 31, 2001. The Examiner also did not indicate the references on said PTO-1449 form were not in conformance with MPEP 609. As such, applicant respectfully requests that the Examiner indicate that these references have been considered and made of record.

Office Action Rejections Summary

Claims 9-10 and 24 have been rejected under 35 U.S.C. §112, first paragraph.

Claims 1-5, 11-18, 20-23, 25-30 and 35-41 have been rejected under 35 U.S.C. §102(e) as being anticipated by U.S. Publication No. 2002/0052947 of Duimovich et al. ("Duimovich").

Claim 6 has been rejected under 35 U.S.C. §103(a) as being unpatentable over Duimovich in view of "How the Internet Works", seventh edition of Gralla ("Gralla").

Claims 7 and 8 have been rejected under 35 U.S.C. §103(a) as being unpatentable over Duimovich in view of U.S. Publication No. 2001/0056483 of Davis et al. ("Davis").

Claim 19 has been rejected under 35 U.S.C. §103(a) as being unpatentable over Duimovich in view of U.S. Patent No. 6,579,714 of Sweet et al. ("Sweet").

Claim 31-34 has been rejected under 35 U.S.C. §103(a) as being unpatentable over Duimovich in view of U.S. Patent No. 6,446,120 of Dantressangle et al. ("Dantressangle").

Claim 3 has been objected to for an informality.

Status of Claims

Claims 1-41 remain pending in the application. Claim 3 has been amended to correct a typographical error. Claim 9 has been amended to clarify a pre-existing claim limitation. The amended claims are supported by the specification. No claims have been added. No new matter has been added. No claims have been canceled.

The specification has been amended to correct minor matters of form. No new matter has been added.

Claim Objection

Claim 3 has been objected to for an informality. Applicant submits that as amended claim 3 overcomes the objection.

Claim Rejections

Claims 9-10 and 24 have been rejected under 35 U.S.C. §112, first paragraph, as failing to comply with the enablement requirement. In particular, the Office Action states:

The claim(s) contains subject matter which was not described in the specification in such a way as to enable one skilled in the art to which it pertains, or with which it is most nearly connected, to make and/or use the invention. The claims refer to presetting cookies on the **host** digital processing system. This is contrary to information in the specification, which describes pre-setting cookies in a monitoring configuration (pg. 11, line 18) that resides in the **remote** digital processing system (pg. 14, line 2).

(Office Action, 1/29/04, p. 3).

Applicants respectfully submit that the Office Action has misinterpreted the claims and subject matter of the application. Applicant submits that the specification at page 11, lines 18 refers to an embodiment **cookies are pre-set on business site 310 (e.g., a host digital processing system)**. This allows remotes satellites to access particular web

pages on the business site. The specification at page 14, line 2, discusses an embodiment where the configuration file on a remote monitoring system stores parameters for a different business sites that are monitored. The parameters provide a remote monitoring system with the information needed to monitor a host. One such exemplary parameter being pre-defined cookies of a host.

As such, applicant submits that claims 9-10 and 24 comply with U.S.C. §112, first paragraph. Nevertheless, applicant has amended claim 9 to further clarify a pre-existing claim limitation. Applicant respectfully requests that the rejection with respect to claims 9-10 and 24 be withdrawn.

Claims 1-41 have been rejected using Duimovich as a prior art reference. Per a telephone call with the Examiner on February 6, 2004, it was agreed that Duimovich does not qualify as a prior art reference against claims of the present application and, therefore, cannot be used to reject the claims of the present application. Therefore, applicant respectfully requests that the rejection of claims 1-41 with respect to Duimovich be withdrawn.

In conclusion, applicant respectfully submits that in view of the arguments and amendments set forth herein, the applicable objections and rejections have been overcome.

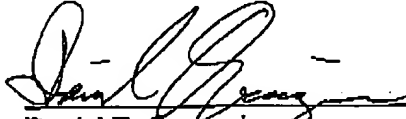
If the Examiner believes a telephone interview would expedite the prosecution of this application, the Examiner is invited to contact Daniel Ovanezian at (408) 720-8300.

If there are any additional charges, please charge our Deposit Account No. 02-2666.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: 2/11, 2004

  
Daniel E. Ovanezian  
Registration No. 41,236

12400 Wilshire Boulevard  
Seventh Floor  
Los Angeles, CA 90025-1026  
(408) 720-8300

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being transmitted by facsimile (703) 872-9306 to the Patent and Trademark Office on 2/11/04.

By

  
Juanita Briscoe

2/11/04  
Date